IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 19th day of October, 2005
Bail application no. 925 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

Sateyndra Singh S/o Nandan Singh
R/o Village Thapla Patti Dhondiyalsyun
District Pauri Garhwal
Uttaranchal … Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of Case Crime No. 1 of 2005
Under Sections 363, 366A I.P.C.
P.S. Dhondiyalsyun
District Pauri Garhwal

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 1 of 2005 under Sections 363, 366 A I.P.C. P.S. Dhondiyalsyun, District Pauri Garhwal

Heard Sri L.K. Tiwari, learned counsel for the applicant, learned A.G.A. and perused the record.

Although the age of the prosecutrix appears to be below 16 years at the time of the occurrence, but it is also worthy to mention here that the applicant himself was also appearing in class 12th examination at the time of the occurrence and both i.e. the applicant and the girl eloped from the house with consent of each other.

The applicant is in jail since 11th May, 2005 and learned A.G.A. could not show any criminal history of the applicant before me.

Having considered the tender age of the applicant as well as period of detention, I think, it would be just and proper to release the applicant on bail at this stage.

Let the applicant Sateyndra Singh be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

19.10.2005
ASWAL